

**REISSUE APPLICATION DECLARATION BY THE INVENTOR**

Docket Number (Optional)

SMIT26-00008

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed in patent number 6,357,158, granted March 19, 2002 and for which a reissue patent is sought on the invention entitled Reticle-Equipped Telescopic Gunsight and Aiming System,

the specification of which

☐ is attached hereto.☒ was filed on March 18, 2004 as reissue application number 10/803,812

and was amended on _____
(If applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐ I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

This is a broadening reissue. The patentee claimed less than he was entitled to claim given the inventive concept of the disclosure and the prior art. In particular, and without limitation, the range-marker indicia on the reticle below the center horizontal hairline need not be exactly four in number, need not all comprise horizontal lines, and need not all comprise horizontal lines of sequentially incremental length. The invention may be employed with two or three range-marker indicia. The invention may alternatively be employed by providing horizontal lines for less than all of the range-marker indicia, using other features of the lines on the reticle (such as the innermost end of the bottom post on the vertical hairline) for at least one of the range-marker indicia. The invention may still further be employed with less than all of the range-marker indicia having a sequentially incremental length (or a length corresponding to adjustment for a predetermined cross-wind at the corresponding range), such as by only one horizontal line having a length corresponding to adjustment for a predetermined cross-wind at the respective range. Still further, another aspect of the invention includes use of the range-marker indicia, together with other features of markings on the reticle, for range estimation as well aiming.

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This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

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Docket Number (Optional)

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All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

Note: To appoint a power of attorney, use form PTO/SB/81.

Correspondence Address: Direct all communications about the application to:

☒ Customer Number:

23990

OR

☐ Firm or
Individual Name

Address

Address

City

State

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Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)
Thomas D. Smith, III

Inventor's signature

Date

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Full name of second joint inventor (given name, family name)

Inventor's signature

Date

Residence

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Full name of third joint inventor (given name, family name)

Inventor's signature

Date

Residence

Citizenship

Mailing Address

☐ Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.